#### COMBINED DECLARATION & POWER OF ATTORNEY - U.S.A Application

As a below named inventor, I hereby declare that:

(check one)

[X]

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD FOR TREATING PAIN BY PERIPHERAL ADMINISTRATION OF A NEUROTOXIN, the specification of which

is attached hereto

		0H ab CD 11ppH0a	tion Serial No	
	or PCT I	nternational Application No		
		amended on (in		.*
		iewed and understand the nended by any amendment		entified
application in accord priority benefits un inventor's certificate country other than application for pater	dance with Title 37, nder 35 USC § 119( e, or §365(a) of any the United States	ose information which is m Code of Federal Regulation a)-(d) or §365(b) of any fo PCT International applicat b, listed below and have a ificate, or PCT Internation itions(s).	s, §1.56(a). I hereby clain reign application(s) for p ion which designated at l dso identified below any	foreign atent or east one foreign
		•		
Number	Country	Day/Month/Yr filed)	[ ] Priority Not Claimed	
Number	aim the benefit ur	Day/Month/Yr filed) ander 35 USC §119 (e) of	<i>*</i>	visional
Number I hereby cl	aim the benefit unbelow.	•	<i>*</i>	visional

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application No. Filing Date

I hereby appoint STEPHEN DONOVAN, Registration No. 33,433 (to whom all communications are to be directed), at Allergan, Inc. (T2-7H), 2525 Dupont Drive, Irvine, CA. 92612, telephone number (714) 246-4026, facsimile number (714) 246-4249, and the belownamed persons (of the same address) individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, with full power to appoint associate attorneys:

<u>Name</u>	Registration No.
Carlos A. Fisher	36,510
Martin A. Voet	25,208
Robert J. Baran	25,806

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR:			· - · · · · · · · · · · · · · · · · · ·	,
First Name:	Initial	Last Name		
Kei	Roger	Aoki		
<b>RESIDENCE &amp; CITIZENSHIP</b>	)			
City Coto de Caza	State or Foreign Count California	try	Country of C USA	litizenship
POST OFFICE ADDRESS		<del></del>	L	
Post Office Address 2 Ginger Lily Court	Coto de Caza	State or Califo	Country rnia	Zip Code 92679
SIGNATURE OF FIRST INVENT	OR C'	DATE:	3/00	

FULL NAME OF INVENTOR:							
First Name:		Initial	Last Na	me			
Minglei			Cui				
<b>RESIDENCE &amp; CITIZENSHIP</b>	)		l	<del></del>			
City	State or	Foreign Country		Country of Citiz	enship		
Irvine California		rnia .	Peoples Republic of		•		
				China	abiic oi		
				Сішіа			
POST OFFICE ADDRESS							
Post Office Address	City		State or	Country	Zip Code		
94 Southbrook	Irvine		Califo	•	92604		
			Cumo	11114	72001		
SIGNATURE OF SECOND INVENTOR				<del></del>			
Tuest .	<b>,</b>			100 13	700		
		· ·		Apr. 13,	2000		

First Name: Stephen	Initial W.	Last Name Jenkins	
RESIDENCE & CITIZENSI	HIP	·	
City Mission Viejo	State or Foreign Coun California	Country of C USA	Citizenship
POST OFFICE ADDRESS			
Post Office Address 26481 Via Marina	Mission Viejo	State or Country California	Zip Code 92691
SIGNATURE OF THEED INV	ENTOR	DATE:	13,2000

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## RECORDATION FORM COVER SHEET PATENTS ONLY

	To: The Commissioner of Pa	conditional radicinarity,	
	Please record the attached o	original document(s) or copy(ies):	•
1	. Submission Type:	The second secon	• • •
	⊠ new		
	☐ Correction of PTO error	(Reel /frame )	•
	☐ Corrective Document	(Reel /frame )	
2	. Conveyance Type:	*	
			,
	License		
	☐ Merger		
	Security Agreement		,
	☐ Change of Name		
	Other:		
3.			
-		CONVEYING PARTIES	
	N	os of Convoving Bartine	D-1
	Name	es of Conveying Parties	Date of Conveyance
	1. Kei Roger Aoki	es of Conveying Parties	Date of Conveyance 04132000
	,		04132000
	1. Kei Roger Aoki	es of Conveying Parties	04132000 04132000
	Kei Roger Aoki     Minglei Cui		04132000
	Kei Roger Aoki     Minglei Cui     Stephen W. Jenkins		04132000 04132000
	Kei Roger Aoki     Minglei Cui		04132000 04132000
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4.	Kei Roger Aoki     Minglei Cui     Stephen W. Jenkins	Attached RECEIVING PARTIES	04132000 04132000
4.	Kei Roger Aoki     Minglei Cui     Stephen W. Jenkins  Additional Conveying Parties A	Attached	04132000 04132000
4.	Kei Roger Aoki     Minglei Cui     Stephen W. Jenkins  Additional Conveying Parties A  Name Allergan Sales, Inc.	Attached RECEIVING PARTIES	04132000 04132000
4.	Kei Roger Aoki     Minglei Cui     Stephen W. Jenkins  Additional Conveying Parties A  Name Allergan Sales, Inc.  Address 1 2525 Dupont Drive	Attached RECEIVING PARTIES	04132000 04132000
4.	Kei Roger Aoki     Minglei Cui     Stephen W. Jenkins  Additional Conveying Parties A  Name Allergan Sales, Inc.	Attached RECEIVING PARTIES	04132000 04132000
4.	1. Kei Roger Aoki 2. Minglei Cui 3. Stephen W. Jenkins  Additional Conveying Parties A  Name Allergan Sales, Inc.  Address 1 2525 Dupont Drive  Address 2 Irvine, CA 92612	RECEIVING PARTIES  Names of Receiving Parties	04132000 04132000
	1. Kei Roger Aoki 2. Minglei Cui 3. Stephen W. Jenkins  Additional Conveying Parties A  Name Allergan Sales, Inc.  Address 1 2525 Dupont Drive  Address 2 Irvine, CA 92612  Additional Receiving Parties Att	RECEIVING PARTIES  Names of Receiving Parties  tached  and the Receiving Party is not domiciled in the Unit	04132000 04132000

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6.		DOMESTIC REPR	ESENTAT	TIVE NAME AND ADDRESS			
	Name						
Address 1							
	Address						
8.							
-		CORRESPON	IDENCE I	NAME AND ADDRESS			
	Name	Stephen Donovan					
	Address	1 Allergan, Inc. (T2-7H)					
	Address	2 2525 Dupont Drive					
	Address	3 Irvine, CA 92612					
	Telephor	ne and Fax Tel: 714 246 4026; Fax	c: 714 24	6 4249			
_							
9.	Tota	Number of pages of the conveying docu	ment, inc	luding attachments: 3			
10	•						
	Annliesti		NT NUMI	BER (either; not both for same property)			
		on Number	<u> </u>	Patent Number			
		on Number on Number		Patent Number			
i	Аррисаці	n Number	<del></del>	Patent Number			
11.	If thi	s document is being filed with a NEW pat of execution of the Assignment by the firs	ent applic	ration, enter the Docket No., Title of the Invention, and			
				AIN BY PERIPHERAL ADMINISTRATION OF A NEUROTOXI			
		et No.:	17328(	•			
	Date	of Execution by First Inventor:	041320				
12.	Total	Number of Properties Involved:	1				
13.		·	•	•			
13.		ee amount (37 CFR §3.41) of \$40.00					
		may be debited from our Deposit Acco	unt No. 0	1-0885.			
	Ц	is enclosed as check no					
14.		The Commissioner is authorized to dec this document from Deposit Account N	luct any a lo. 01-088	additional fee amounts due in connection with the filing of 35.			
To to	he best of inal docun	my information and belief, all statement nent.	s made ho	erein are true, and any attached copy is a true copy of the			
Resp	ectfully s	ubmitted,					
SIG	NATURE _	Stylon On	Non	Date: 4/14/00			
TYPE	ED or PRIN	ITED NAME STEPHEN DONOVAN	REGIST	RATION NO. 33,433			

#### **ASSIGNMENT**

WHEREAS we, KEI ROGER AOKI, MINGLEI CUI and STEPHEN W. JENKINS, all of ORANGE COUNTY, CALIFORNIA (hereinafter referred to as ASSIGNOR), have invented and own a certain invention entitled: METHOD FOR TREATING PAIN BY PERIPHERAL ADMINISTRATION OF A NEUROTOXIN, for which application for Letters Patent of the United States has been executed on even date herewith.

WHEREAS: Allergan Sales, Inc., having its principal place of business at 2525 Dupont Drive, Irvine, CA 92612 (hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire interest in, to and under said invention and in, to and under Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN: Be it known that in consideration of the payment by ASSIGNEE TO ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, ASSIGNOR hereby sells, assigns and transfers to ASSIGNEE the full and exclusive right, title and interest to said invention in the United States and its territorial possessions and in all foreign countries to all Letters Patent or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for said invention by said application or any continuation, divisional, renewal, substitute or reissue thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale;

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents in foreign countries as may be known and accessible to ASSIGNOR and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalent thereof in any foreign country which may be necessary or desirable to carry out the purposes thereof.

April 1	3 ,200		id and sear this	·
		KEI ROGI	ER ÁOKI	54'
State of CALIFORNIA County of ORANGE	) ) ss: )			
on ARIC 13 personally appeared Ki satisfactory evidence) to acknowledged to me that signature on the instruminstrument.	to be the person what he she executed the	ersonally known to hose name is sub te same in his/her	o me ( <del>or proved to</del> escribed to the was authorized capacity	to me on the basis of ithin instrument and wand that by 60% /box
WITNESS my hand and o	official seal.			
Commission Notary Public Orange	U MCNOWN on # 1229524 lic - California e Courily olies Aug 16, 2003	Notary F	Mary Luce Jublicy	Mr Maeur
IN WITNESS WHER	EOF, I/We have h	ereunto set hand	d and seal this	
Apr. 13	, 2000	).		
		MINGL	EI CUI	<u></u>
State of CALIFORNIA County of ORANGE	) ) ss: )			
on APRIL 13 opersonally appeared MIN evidence) to be the person that No she executed the instrument the person, or the WITNESS my hand and of	same in his ther au the entity upon behalf	scribed to the with thorized capacity.	in instrument and and that by his/l	acknowledged to me
MARY ŁOU MCN Commission # 1: Notary Public - Co	229524 <b>L</b> alifornia <u>\$</u>	Notary Pu	Jary Lieu ablic	M. Maur

IN WITNESS WHEREOF, I/We have hereur	nto set hand and seal this
April 13, 2000.	
	Su/Russue
+	STEPHEN W/JENKINS
State of CALIFORNIA ) ) ss:	<b>C</b> '
County of ORANGE )	
personally appeared STEPHEN W. JENKINS, personalistactory evidence) to be the person whose nacknowledged to me that he same	Tennifer S. Lord., Notary Public, onally known to me (or proved to me on the basis of name is subscribed to the within instrument and in his/her authorized capacity, and that by his/her upon behalf of which the person acted, executed the
WITNESS my hand and official seal.	
	Jest I had
\	Notary Public
JENNIFER S. LORD Commission # 1167049 Notable Public - Collinguing	

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Rec'd in USPTO/PGT Office. Date Stam	p and Return Card.
Date: April _2, 2003 S	erial No.: 113 - See attached
Title: 11\$	Appendix (3 pages)
Dkt. No.: 11\$	
Enclosed Are:	
_ Specification #, Claims #,	_ Declaration, Power of Attorney
and Abstract #	
_ Drawings ( sheets)	X_ Assignment & Cover Sheet (covering II) applications) _ Amendment (Final) (# pgs)
Formal Informal	_ Certificate of Mailing
Info. Disc. Statement	_ Issue Fee Transmittal
_ Priority Documents #	_ Transmittal Letter
_ PTO 1449 W/References	_ Extension of Time
_ PCT Request (# pgs)	_ Express Mail No
_ PCT Demand (# pgs)	(Assignment for pending
_ PCT Response (# pgs)	Allergan Sales, Inc. applica-
PCT Amendment (# pgs)	Certif. Under 37 CFR 1.10

## RECORDATION FORM COVER SHEET PATENTS ONLY

	10: The Commissioner of Face	ins and traueman	NO <sub>1</sub>		· .	
	Please record the attached ori	ginal document(s)	or copy(ies):			
1,	Submission Type:	•				
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2.	Conveyance Type:		•	• • •		
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		CONV	EYING PARTIES			_
	Names	s of Conveying P	Parties		Date of Conveyance	
•	1. Allergan Sales, Inc. (merged :	into Allergan	Sales, LLC 6/3/2	2002)	March 31, 2003	
	2.					
	3.		· · · · · · · · · · · · · · · · · · ·			
	Additional Conveying Parties At	tached			• •	
4.		RECEI	IVING PARTIES			
			f Receiving Parties			
	Name Allergan, Inc.				• • •	
	Address 1 2525 Dupont Drive					
	Address 2 Irvine, CA 92612					_
	Additional Receiving Parties Atta	sched				
	If document is an assignment as Domestic Representative is attac	nd the Receiving F ched.	Party is not domiciled	in the United S	States, an appointment of a	3

5.			·	
[		DOMESTIC REPRESENTAT	IVE NAME AND ADDR	ESS
:	Name			
	Address 1			
	Address 2		٠,	
6.				
		CORRESPONDENCE N	IAME AND ADDRESS	
,	Name Mart	in A. Voet (T2-7H)		
	Address 1	Allergan, Inc.	· · · · · · · · · · · · · · · · · · ·	
	Address 2	2525 Dupont Drive, Irvine, CA 92612		
	Telephone :	714-246-5894 and Fax 714-246-4249		
•				
7.	Total N	umber of pages of the conveying document, inc	luding attachments:	17 pages
8.	·.			
		APPLICATION NUMBER OR PATENT NUM		for same property)
		Number see attached Appendix A (3 pages)	Patent Number	
	Application	Number	Patent Number	
9.		document is being filed with a NEW patent appli on of the Assignment by the first inventor:	cation, enter the Docket	No., Title of the Invention, and
uc	•			· .
	Docket	Patent Application: No.:		
	Date of	f Execution by First Inventor:	·	
10	). Total N	lumber of Properties Involved:	٠,	
1:	1. The fe	e amount (37 CFR §3.41) of <u>\$ 4,4</u> 40		
	x	may be debited from our Deposit Account No.	01-0885.	٠.
	Ê	is enclosed as check no		•
1		The Commissioner is authorized to deduct any	additional fee amounts	due in connection with the filing of
	this do	cument from Deposit Account No. 01-0885.		
	o the best of riginal docum	my information and belief, all statements made	herein are true, and any	attached copy is a true copy of th
			• •	•
K	espectfully su			
_	IGNATURE _	TED NAME: Martin A Voct DECISTRATIO	Date DN NO. 25,208	:44 2 = 3
r	YPED OF PRIM	NTED NAME: Martin A. Voet. REGISTRATION CERTIFICATE O		<del></del>
		TIFY THAT THIS CORRESPONDENCE IS BEING D	EPOSITED WITH THE UN	
		ENT POSTAGE AS FIRST CLASS MAIL IN AN ENVE ER FOR PATENTS, WASHINGTON, D.C. 20231 ON		
N		making deposit: <u>Mary Lou McNown</u> Date	/	

#### ASSIGNMENT

WHEREAS: ALLERGAN, INC., a Delaware corporation, having its principal place of business at 2525 Dupont Drive, Irvine, California 92612 (hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire right, title and interest in, to and under certain inventions and in, to and under corresponding Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

WHEREAS: On June 3, 2002, ALLERGAN SALES, INC., a California corporation, was merged into ALLERGAN SALES, LLC, a Delaware limited liability company pursuant to the "Agreement and Plan of Merger" filed with the Secretary of State of the State of California and with the Secretary of State of the State of Delaware (copy attached).

WHEREAS: ALLERGAN SALES, LLC, having its principal place of business at 2525 Dupont Drive, Irvine, California 92612 (hereinafter ASSIGNOR) by virtue of the abovementioned merger owns the entire right, title and interest in, to and under certain inventions, corresponding U.S. patent applications and foreign rights directed thereto.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN: Be it known that in consideration of the payment by ASSIGNEE TO ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, ASSIGNOR hereby sells, assigns and transfers to ASSIGNEE the entire right, title and interest in, to and under certain inventions in the Untied States and its territorial possessions and in all foreign countries to all Letters Patents or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for certain inventions by certain applications set forth in Appendix "A" and any continuation, divisional, renewal, substitute or reissue thereof for the full term or

terms for which the same may be granted; said sale, transfer and assignment effective June 3, 2002.

IN WITNESS WHEREOF, I/We have hereunto set hand and seal this 31 day of March 2003.

ALLERGAN SALES, LLC

Martin A. Voet

Assistant Secretary

State of CALIFORNIA County of **ORANGE** 

31 , 2003, before me, Mary Lou McNown, On March \_ notary public, personally appeared MARTIN A. VOET personally known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Many Law Mc Mawn
Signature of Notary Public

#### APPENDIX "A" (Pag 1)

SERIAL NUMBER	INVENTORS	ALLERGAN NO.		
10/104,899	Herbert K. Graham	16897-CIP		
10/008,722	Aoki; et al.	16952-CON-DIV5-CIP		
10/365,082	Aoki; et al.	16952-CON-DIV5-CIP-		
10/303/00-		CON (BOT)		
10/108,714	Regan; et al.	17023-DIV-CIP-CON		
09/903,954		17095-FWC-CIP-CON		
09/998,358	Teng; et al.	17170-DIV2		
10/017,660	Joseph S. Adorante	17219-CIP-CON3		
10/116,492	<del>-</del> .	17219-CIP-CON4		
09/367,712	John Sefton	17224		
09/264,531	John Sefton	17235		
not assigned	Olejnik; et al	17237-CON2-CIP-CON3		
09/329,752	Chow; et al.	17243-CIP2		
09/815,362	Chow; et al.	17243-CIP3		
09/108,298	Nagpal; et al.	17253		
09/294,980	Dolly; et al.	17259		
	(only the portion assigned by Roger Aoki)			
09/989,295	Beck; et al.	17273-CON		
09/760,133	Firestone; et al.	17278-CON		
09/288,326	Sachs; et al.	17282		
09/548,409	Sachs; et al.	17282-CIP		
10/304,665	Klein; et al.	17276-CIP-CON		
09/919,195	Massaro; et al.	17293-DIV		
	(only the portion assign	<del>-</del>		
10/305,049	Massaro; et al.	17294-CON		
	(only the portion assign	_		
09/548,896	Chandraratna; et al.	17295		
	(only the portion assign	- ·-		
09/624,129	Muller; et al.	17300-CIP		
09/838,772	Cheetham; et al.	17300-CIP2		
10/236,712	Muller; et al.	17300-CIP-CON		
10/194,834	Muller; et al.	17301-DIV2		
09/590,447	Forman; et al.	17302		
	(only that portion assign	ned by		
•	Beard and Chandraratna)	,		
09/621,179	Chandraratna; et al.	17304		
09/371,354	Stephen Donovan	17310		
10/114,740	Gregory F. Brooks	17310-CIP		
09/648,692	Dolly; et al.	17311		
09/500,147	Terrence J. Hunt	17319		
10/047,058	Terrence J. Hunt	17319-CIP		
10/360,098	Terrence J. Hunt	17319-CIP-CIP		

#### APPENDIX "A" (Page 2)

SERIAL NUMBER	INVENTORS	ALLERGAN NO.
10/135,595	Vasudevan; et al.	17321
10/038,215	Evan B. Dreyer	17322-CON
09/692,811	Stephen Donovan	17324
09/810,601	Stephen Donovan	17324-CIP
10/071,826	Donovan; et al.	17326-CIP2
09/552,823	Pacifici; et al.	17327-CIP
10/199,222	Aoki; et al.	17328-CON
09/489,667	Stephen Donovan	17329
09/938,112	Stephen Donovan	17329-DIV
09/625,098	Stephen Donovan	17329-CIP
10/039,520	Beard; et al.	17331-REF
09/533,680	Beard; et al.	17331
09/706,211	Stephen Donovan	17341-DIV
09/706,173	Stephen Donovan	17341-DIV2
09/706,172	Stephen Donovan	17341-DIV3
09/706,215	Stephen Donovan	17341-DIV5
10/017,834	Voet; et al.	17341-CIP2
10/099,238	Voet; et al.	17341-CIP3
09/704,464	Stephen Donovan	17342-DIV2
09/835,949	Stephen Donovan	17342-CON
09/971,869	Stephen Donovan	17342-DIV-CON
09/815,156	Klein; et al.	17346
09/850,835	Kusari; et al.	17347
09/548,315	Chow; et al.	17351
09/778,975	Chow; et al.	17351-CIP
09/561,106	Stephen Donovan	17354
09/904,018	Olejnik; et al.	17361
10/236,566	Olejnik; et al.	17361-CON
10/299,386	Olejnik; et al.	17361-DIV
10/146,224	Old; et al.	17366
10/300,492	Burk; et al.	17373-CON-CIP-CON
10/004,230	Steward; et al.	17376
09/640,852	Nehme; et al.	17377
09/651,235	Vasudevan; et al.	17379
10/079,993	Vasudevan; et al.	17382-DIV
10/364,225	Vasudevan; et al.	17382-DIV2
10/097,368	Vasudevan; et al.	17383-DIV
10/097,315	Vasudevan; et al.	17383-DIV2
10/212,533	Vasudevan; et al.	17386-DIV3
10/104,433	Burk; et al.	17390-CIP
09/847,935	Woodward; et al.	17392
10/155,925	Brooks; et al.	17396-CON
09/751,053	Gil; et al.	17399

#### APPENDIX "A' (Pag 3)

SERIAL NUMBER	INVENTORS	ALLERGAN NO.
	· ·	
10/020,541	Wheeler; et al.	17400
09/998,718	Burke; et al.	17400-CIP
09/726,949	Lin; et al.	<b>´ 1740</b> 8
10/051,952	Patricia S. Walker	17409-CIP
10/081,126	Gerald W. DeVries	17413
09/848,249	Woodward; et al.	17415
09/848,159	Yuan; et al.	17416
10/131,848	Huth; et al.	17421
09/814,604	Klein; et al.	17425
09/922,226	Zhao; et al.	17432
10/121,076	Robert T. Lyons	17433
09/882,720	Burk; 'et al.	17437
10/103,301	Burk; et al.	17437-CIP
10/346,828	Burk; et al.	17437-CON
10/294,521	Burk; et al.	17438-DIV
09/956,470	Liang; et al.	17440-CIP
09/918,847	Joshi; et al.	17442
09/904,753	Robert T. Lyons	17445
09/893,159	Woodward; et al.	17446
09/942,098	Steward; et al.	17451
09/942,024	Steward; et al.	17452
10/104,385	Forman; et al.	17453-CIP
09/954,610	Martin A. Voet	17455
10/143,076	Lam; et al.	17456
10/017,817	Chang; et al.	17462
10/016,850	Hughes; et al.	17468
10/016,036	David; et al.	17476
	(only that portion as	ssigned
•	by Robert David)	•
10/100,638	Vasudevan; et al.	17485
10/082,691	Stephen Donovan	17486
10/133,094	Stanley W. Huth	17487
10/099,239	Martin A. Voet	17489
10/099,602	Lisa D. Hanin	17493
10/143,078	Stephen Donovan	17500

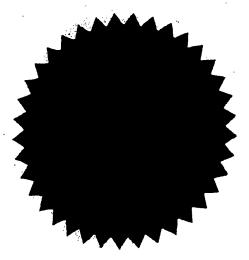
Mergen



#### SECRETARY OF STATE

I, BILL JONES, Secretary of State of the State of California, hereby certify:

That the attached transcript of \_\_\_\_\_ page(s) has been compared with the record on file in this office, of which it purports to be a copy, and that it is full, true and correct.



IN WITNESS WHEREOF, I execute this certificate and affix the Great Seal of the State of California this day of

JUN 18 2002

Billyms

Secretary of Stat

#### AGREEMENT AND PLAN OF MERGER

ENDORSED - FILED in the office of the Secretary of State of California.

BETWEEN

JUN - 3 2002

ALLERGAN SALES, INC. (a California corporation)

AND

BIT TOKEY Secured of gaps

### ALLERGAN SALES, LLC (a Delaware limited liability company)

THIS AGREEMENT AND PLAN OF MERGER is made as of June 3, 2002 (this "Agreement of Merger"), by and between Allergan Sales, Inc., a California corporation (the "Corporation"), and Allergan Sales, LLC, a Delaware limited liability company (the "LLC", and collectively with the Corporation the "Constituent Companies").

WHEREAS, the Corporation was incorporated by the filing of Articles of Incorporation with the Secretary of State of the State of California on March 20, 1980; and

WHEREAS, the LLC was formed by the filing of a Certificate of Formation with the Secretary of State of the State of Delaware on February 25, 2002, and Allergan, Inc., a Delaware corporation and the sole member of the LLC (the "Member"), has entered into a Limited Liability Company Agreement dated as of February 25, 2002 (the "Operating Agreement");

#### NOW, THEREFORE, the parties hereby agree as follows:

- 1. Upon the terms and subject to the conditions hereof and in accordance with the California General Corporation Law (the "CGCL") and the Delaware Limited Liability Company Act (the "DLLCA"), the Corporation shall be merged with and into the LLC (the "Merger") at the Effective Time (as hereinafter defined). Following the Merger, the separate existence of the Corporation shall cease, and the LLC shall continue as the surviving entity (the "Surviving Entity") and shall succeed to and assume all of the rights and obligations of the Corporation in accordance with the CGCL and the DLLCA.
- 2. The parties hereto shall cause the Merger to be consummated by filing this Agreement of Merger, along with a Certificate of Merger, with the Secretary of State of the State of California pursuant to Section 1113 of the CGCL, and by filing a Certificate of Merger (the "Certificate of Merger") with respect thereto with the Secretary of State of the State of Delaware pursuant to Section 18-209 of the DLLCA. When used in this Agreement of Merger, the term "Effective Date" shall mean the date of filing of the Certificate of Merger with the Secretary of State of the State of Delaware.
- 3. The Merger shall have the effects set forth in Section 1113(i) of the CGCL and Section 18-209(g) of the DLLCA. Without limiting the generality of the foregoing, and subject thereto, at the Effective Time, except as otherwise provided herein, all of the property,

rights, privileges, powers and franchises f the Corporation and the LLC shall rest in the Surviving Entity, and all debts, liabilities and duties of the Corporation and the LLC shall become the debts, liabilities and duties of the Surviving Entity.

- As of the Effective Time, by virtue of the Merger and without any action on the part of the Member of the LLC, or the shareholders or the Board of Directors of the Corporation, each share of capital stock in the Corporation issued and outstanding immediately prior to the Effective Time shall be canceled and extinguished without consideration. The membership interests of the LLC outstanding immediately prior to the Effective Time shall continue to be outstanding and shall not be affected by the Merger.
- or be advised that any deeds, bills of sale, assignments or assurances or any other acts or things are necessary, desirable or proper (a) to vest, perfect or confirm, of record or otherwise, in the Surviving Entity, its right, title or interest in, to or under any of the rights, privileges, powers, franchises, properties or assets of either of the Constituent Companies, or (b) otherwise to carry out the purposes of this Agreement of Merger, the Surviving Entity and its proper authorized representatives shall be authorized to execute and deliver, in the name and on behalf of either of the Constituent Companies, all such deeds, bills of sale, assignments and assurances and do, in the name and on behalf of each of the Constituent Companies, all such other acts and things necessary, desirable or proper to vest, perfect or confirm its right, title or interest in, to or under any of the rights, privileges, powers, franchises, properties or assets of such constituent Company and otherwise to carry out the purposes of this Agreement of Merger.
- 6. As required by the CGCL, the Surviving Entity hereby agrees to (i) be served in the State of California in any proceeding for the enforcement of an obligation of any Constituent Company and in any proceeding to enforce the rights of any holder of a dissenting interest or dissenting shares in a constituent domestic limited liability company or domestic other business entity; (ii) irrevocably appoint the Secretary of State of the State of California as its agent for service of process, which process may be forwarded to 2525 Dupont Drive, Irvine, California 92612; and (iii) promptly pay the holder of any dissenting interest or dissenting share in a constituent domestic limited liability company or domestic other business entity the amount to which that person is entitled under California law.

IN WITNESS WHEREOF, the undersigned have caused this Agreement of Merger to be executed by their respective officers or representatives thereunto duly authorized as of the date first above written.

ALLERGAN SALES, INC., a California corporation

Jeffrey L. Edwards

Vice President

By:

Matthew J. Maley

Assistant Secretary

ALLERGAN SALES, LLC, a Delaware limited liability company

By: ALLERGAN, INC., its Sole Member

By:

ne: Matthew J. Maletta

Title: Assistant Secretary

## CERTIFICATE OF APPROVAL OF AGREEMENT AND PLAN OF MERGER

Jeffrey L. Edwards and Matthew J. Maletta state and certify that:

- 1. They are the Vice President and Assistant Secretary, respectively, of Allergan Sales, Inc., a California corporation.
- 2. The Agreement and Plan of Merger in the form attached was duly approved by the Board of Directors and the sole stockholder of the corporation.
- 3. There is only one class of shares and the total number of outstanding shares is 1,000 shares of Common Stock.
- 4. Approval of the Agreement and Plan of Merger by the holder of 100% of the outstanding shares of Common Stock was the vote required to approve the Agreement and Plan of Merger. The percentage of the outstanding shares of the corporation's shares entitled to vote on the Agreement of Merger which voted to approve the Agreement of Merger equaled the vote required.
- 5. No vote of the stockholders of the corporation's parent, Allergan, Inc., was required to approve the Agreement and Plan of Merger.

We further declare under penalty of perjury under the laws of the State of California that the matters set forth in this certificate are true and correct of our own knowledge.

Date: June 3, 2002

Jeffrey L. Edwards
Vice President

Matthew J. Maletta

Assistant Secretary



MCATATE OLV. 1244

# State of California Bill Jones Secretary of State

## OTHER BUSINESS ENTITY

(Corporations Code Sections 1113(g)(1) and (2), 6019.1, 8019.1 and (12540.1)

Filing Fee - Please see instructions. IMPORTANT - Read instructions before completing this form This Space For Filing Use Only 3. Secretary of State File Number: 4. Jurisdiction: 2. Type of entity: 1. Name of surviving entity: Allergan Sales, LLC LLC 200216110097 Delavare 8. Jurisdiction: Name of disappearing entity: 6. Type of entity: 7. Secretary of State File Number: Corporation C0978306 California Allergan Sales, Inc. Future effective date. If erer. Dey 10. If a vote was required enter the outstanding interests of each class entitled to vote on the merger and the percentage of vote required: Surviving Entity Disappearing Entity Each class entitled to vote Sole Each class entitled to your Percentage of vote required Percentage of vote required Sole Shareholder 100Z Member 1:000 comon shares issued 11. The principal terms of the agreement of merger were approved by a vote of the number of interests or shares of each class that equaled or exceeded the vote required. 12. If equity securities of a parent party are to be issued in the merger: [ ] No vote of the shareholders of the parent party was required. [ ] The required vote of the shareholders of the parent party was obtained. SECTION 13 IS ONLY APPLICABLE IF THE SURVIVING ENTITY IS A DOMESTIC LIMITED LIABILITY COMPANY, DOMESTIC LIMITED PARTNERSHIP OR PARTNERSHIP. 13. Requisite changes to the information set forth in the Articles of Organization, Certificate of Umited Partnership or Statement of Partnership Authority of the surviving limited liability company, limited partnership or partnership resulting from the merger. Attach additional pages, if necessary. SECTION 14 IS APPLICABLE IF THE SURVIVING ENTITY IS AN OTHER BUSINESS ENTITY. 14. Principal business address of the surviving other business entity: Address 2525 Dupont Drive State: California Irvine 92612 15. Other information required to be stated in the Certificate of Merger by the laws under which each constituent other business entity . is organized. Attach additional pages if necessary. 16. Statutory or other basis under which each foreign other business entity is authorized to effect the merger: Delaware Limited Liability Company Act Section 18-209 17. Number of pages attached, if any: 1 18. I certify that the statements contained in this document are true and correct of my own knowledge. I declare that I am the person who is executing this instrument, which execution is my act and deed. See Attached Signature of Authorized Person for the Surviving Entity Type or Print Name and Title of Person Signing See Attached Signature of Authorized Person for the Surviving Entity Type or Print Name and Title of Person Signing Date See Attached Signature of Authorized Person for the Disappearing Entity Type or Print Name and Title of Person Signing See Attached Signature of Authorized Person for the Disappearing Entity · Type or Print Name and Title of Person Signing For an entity that is a business trust, real estate investment trust or an unincorporated association, set forth the provision of law of other basis for the authority of the person signing.

FORM ONE Marent - Assessed by Secretary of B

## ATTACHMENT PAGE TO OTHER BUSINESS ENTITY CERTIFICATE OF MERGER

#### 18. Signature of Authorized person for the Surviving Entity

Dated: June 3, 2002	ALLERGAN SALES, LLC, a Delaware limited liability company
	ALLERGAN, INC., a Delaware corporation,
•	its sole member
	By batton blotte
•	Name: Matthew J. Maletta
	Title: Assistant Secretary
Signature of Authorized person Dated: June 3, 2002	ALLERGAN SALES, INC., a California corporation
	Manch
	By.
	Name: Jeffrey L. Edwards
	Title: Vice President
	By fallew helther
	Name: Matthew J. Maletta

Title: Assistant Secretary



#### The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"ALLERGAN SALES, INC.", A CALIFORNIA CORPORATION,

WITH AND INTO "ALLERGAN SALES, LLC" UNDER THE NAME OF "ALLERGAN SALES, LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE THIRD DAY OF JUNE, A.D. 2002, AT 9 O'CLOCK A.M.



Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 1809761

DATE: 06-03-02

# CERTIFICATE OF MERGER OF ALLERGAN SALES, INC. (a California corporation) WITH AND INTO ALLERGAN SALES, LLC (a Delaware limited liability company)

(Pursuant to Section 18-209 of the Delaware Limited Liability Company Act)

Pursuant to the provisions of Section 18-209 of the Delaware Limited Liability Company Act ("DLLCA"), the undersigned surviving limited liability company submits the following Certificate of Merger for filing and certifies that:

FIRST: The name and jurisdiction of formation or incorporation of the limited liability company and corporation which are parties to the merger (the "constituent entities") are as follows:

Name of Entity

State of Formation or Incorporation

Allergan Sales, Inc.

California

Allergan Sales, LLC

Delaware

SECOND: An Agreement and Plan of Merger (the "Merger Agreement") between the constituent entities has been approved and executed by each of the constituent entities which are to merge in accordance with the requirements of Section 18-209 of the DLLCA.

THIRD: The name of the surviving limited liability company is: Allergan Sales, LLC (the "Surviving Entity").

FOURTH: The merger shall become effective upon filing of this Certificate of Merger.

FIFTH: The executed Merger Agreement is on file at the office of the Surviving Entity, the address of which is 2525 Dupont Drive, Irvine, California 92612.

SIXTH: A copy of the Merger Agreement will be furnished by the Surviving Entity, on request and without cost, to any member of the Surviving Entity or to any person holding an interest in the entity which is to merge with and into the Surviving Entity.

STATE OF DELAWARE SECRETARY OF STATE DIVISION OF CORPORATIONS FILED 09:00 AN 06/03/2002 020354968 - 3496059 IN WITNESS WHEREOF, this Certificate of Merger has been duly executed as of the 3rd day of June, 2002, and is being filed in accordance with Section 18-209 of the DLLCA by a duly authorized person on behalf of Allergan Sales, LLC.

ALLERGAN SALES, LLC, a Delaware limited liability company

ALLERGAN, INC.,

a Delaware corporation.

its sole member

Name: Matthew L. Malotta

Title: Assistant Secretary